

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
(Northern Division)

UNITED STATES OF AMERICA, )  
                                  )  
Plaintiff,                    )  
                                  )      Case No. 3:22-cv-00686-HTW-LGI  
v.                             )  
                                  )  
                                  )  
THE CITY OF JACKSON, MISSISSIPPI, )  
                                  )  
Defendant.                    )  
                                  )

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JXN Water, Inc., by and through undersigned counsel, moves this Court to enter an order allowing it to modify the Professional Budget developed in connection with the Interim Stipulated Order (“ISO”) [Dkt. No. 6] and, in support, states as follows:

1. By order, on November 29, 2022, this Court appointed Ted Henifin as the ITPM, stipulated by the City of Jackson, the Mississippi State Department of Health, and the Environmental Protection Agency (the “Parties”), to operate, maintain, manage, and control the City of Jackson’s water system and the Water/Sewer Business Administration (“WSBA”). *See ISO, Dkt. No. 6.*
2. Attached to the ISO as Appendix B was an initial ITPM Professional Budget. Paragraph 11.g of the ISO contemplates amendments to the ITPM Professional Budget and requires such amendments be submitted to the Court for approval.
3. Mr. Henifin now proposes, and the Parties consent, to modify the ITPM Professional Budget to add \$839,500 for billing software specialized consultant support

(\$500,000) as well as community outreach staffing, legal and regulatory support, and consultant support (\$339,500).

4. Prior to entry of the ISO, the ITPM Professional Budget at Appendix B had been agreed upon by the Parties.

5. Since Mr. Henifin was appointed as the ITPM he has discovered that the WSBA uses a proprietary billing software that requires specialized consulting assistance to operate. Mr. Henifin has also discovered the need to provide additional community outreach and engagement-with citizens of Jackson that may require the hiring of a full-time employee or use of additional contractor support.

6. Below is a more detailed description and budget for these activities.

*a. Billing System and Collections Consulting \$ 500,000*

Specialized consulting assistance is required to complete installation of the Oracle C2M billing system software and for on-going maintenance of the system until the local revenue stream fully recovers and can absorb these costs. Additionally, consulting and related professional services are required to resolve the significant outstanding disputed balances and to maximize Low Income Water Assistance funding from HHS. Assistance will also be required to perform needed data management in the existing system and with assessor's data should a new rate structure be adopted. This work may include hiring staff (interns, temporary, and/or permanent full-time on the JWN Water staff to address, manage, and perform some of these tasks.

*b. Community Outreach and Community Benefit Management \$339,500*

Restoring trust in the Jackson water system requires significant local engagement with the community and development of a robust community benefit plan. This work may be managed by a new position (not included in the original grant), or with contract support or a combination.

7. Accordingly, the Professional Budget needs to be amended to reflect these anticipated expenses.

8. Counsel for the Parties have conferred with respect to the relief sought in this Motion and consent to the relief requested in this Motion.

9. The proposed Amended Professional Budget is attached hereto as Exhibit "A".

WHEREFORE, The ITPM, requests this Court to enter an order allowing it to amend the Professional Budget to include the anticipated expenses of \$500,000 for Billing Systems and Collections Consulting and \$339,500 for Community Outreach and Community Benefit Management, as set forth in Exhibit "A."

RESPECTFULLY SUBMITTED, this the 21<sup>st</sup> day of April, 2023.

**ITPM, dba JXN WATER,**

/s/ *Malissa Wilson*

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**CERTIFICATE OF SERVICE**

I, the undersigned attorney, do hereby certify that I have served a true and correct copy of the above and foregoing document via the Court's electronic filing system.

THIS, the 21<sup>st</sup> day of April, 2023.

*/s/ Malissa Wilson*  
Malissa Wilson (MSB #100751)